Before the Federal Communications Commission Washington, D.C. 20554

In the Matter of)	
Citicasters Licenses, L.P.)	File No. EB-05-PO-109
Licensee of Radio Station KC23594)	
)	NOV No. V20053292005
Portland, Oregon)	
)	
)	

NOTICE OF VIOLATION

Released: August 31, 2005

By the Resident Agent, Portland Resident Agent Office, Western Region, Enforcement Bureau:

- 1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules, to Citicasters Licenses, L.P. ("Citicasters"), licensee of radio station KC23594.
- 2. On May 5, 2005, in response to a complaint, agents from the Commission's Portland Resident Agent Office inspected radio station KC23594 located in Portland, Oregon, and observed the following violation(s):
 - a. 47 C.F.R. § 74.462(d): "In the event a station's emissions outside its authorized channel cause harmful interference, the Commission may, at its discretion, require the licensee to take such further steps as may be necessary to eliminate the interference." KC23594 is licensed to transmit on fundamental frequency 450.700 MHz with a bandwidth of 50 kHz and output power of 15 watts. At the time of the inspection, the agents determined that spurious emissions from KC23594 in the frequency band 451.000 to 451.200 MHz caused harmful interference to the complainant's remote pickup station on the adjacent channel.
- 3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Citicasters must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of Citicasters. All replies and documentation sent in response

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¹47 C.F.R. § 1.89.

²47 U.S.C. § 308(b).

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to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission Portland Resident Agent Office P.O Box 61469 Vancouver, WA 98666-1469

- 4. This Notice shall be sent to Citicasters Licenses, L.P., at its address of record.
- 5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Binh Nguyen Resident Agent Portland Resident Agent Office Western Region Enforcement Bureau

³P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴18 U.S.C. § 1001 et seq.